

Approved as Submitted: May 4, 2005

**CITY OF MORGAN HILL
SPECIAL CITY COUNCIL MEETING
MINUTES – APRIL 20, 2005**

CALL TO ORDER

Mayor Kennedy called the special meeting to order at 7:10 p.m.

ROLL CALL ATTENDANCE

Present: Council Members Carr, Grzan, Sellers, Tate and Mayor Kennedy

DECLARATION OF POSTING OF AGENDA

Deputy City Clerk Malone certified that the meeting's agenda was duly noticed and posted in accordance with Government Code 54954.2.

City Council Action

This meeting was opened in conjunction with the Special-Regular City Council/Special RDA meeting of April 20, 2005. The one item on this agenda was heard by the City Council following the conclusion of the business on the Special-Regular City Council/Special RDA meeting agenda.

OTHER BUSINESS:

1. AGREEMENT WITH THE CITY ATTORNEY

No written staff report was provided in the agenda packet.

Mayor Kennedy opened the public comment.

No comments being offered, the public comment was closed.

Council Member Grzan asked the City Manager if this settlement agreement will add to the City's deficit.

The City Manager responded that the recommendation is to amend the budget to increase the appropriation of Fund 795, the self insurance fund, to cover the amount listed in the settlement agreement.

Action: *On a motion by Council Member Tate, and seconded by Council Member Sellers, the City Council unanimously (5-0) **Approved** the Separation Agreement and Release of All Claims.*

Action: *On a motion by Council Member Tate, and seconded by Council Member Sellers, the City Council unanimously (5-0) **Authorized** Mayor to Execute Agreement.*

Action: *On a motion by Council Member Tate, and seconded by Council Member Sellers, the City Council unanimously (5-0) **Amended** the Budget as recommended by the City Manager to increase the appropriation of the self-insurance fund (Fund 795) to accommodate terms of the agreement.*

ADJOURNMENT

There being no further business, Mayor Kennedy adjourned the meeting at 10:47 p.m.

MINUTES RECORDED AND PREPARED BY:

MOIRA MALONE, DEPUTY CITY CLERK